The Cochin Cultivating Verumpatamdars' Bill

Mr. K. Achyuta Menon *(Diwan Peishkar):* I beg to present the Select Committee Report on the Cochin Cultivating Verumpattamdars Bill. I would like to make a short statement. The hon'ble members can find from the Select Committee Report that drastic changes have been made by the Committee in many of the leading provisions of the Bill, and in view of these vital changes made by the Committee Government have to re-examine those provisions very carefully. That will require some time. Government do not therefore propose to make any further motions on the Bill at present.

Mr. V. K. Krishnankutty *(Ezhuvas-Trichur):* Under S. O. 60 (1) I wish to present a petition addressed to the Legislative Council by the President Cochin *Karshaka Sabha.*

Deputy President: There is no motion before the House. The matter is not actually under the consideration of the Council. If there was a further motion then you could have presented the petition.

The Cochin Land Acquisition Act (Amendment) Bill

Mr. K. Achyuta Menon (*Diwan Peishkar*): I beg to present the Select Committee Report on the Cochin Land Acquisition Act (Amendment) Bill. This Bill is very vitally connected with the other Bill. I am not making any motion in respect of this Bill also.

Mr. V. J. Mathai *(Planters):* May I know whether the Government intend to proceed with the Bill?

Mr. K. Achyuta Menon *(Diwan Peishkar):* Government have to re-examine the position and then make up their mind.

Resolutions—*(cont.)*

Deputy President: We shall now take up resolutions.

Mr. K. M. Ibrahim *(Cranganur):* I rise to a point of order. There is no enabling provision in our Act which entitiles members to proceed with resolutions when there are non-official bills pending. Bills must be first disposed of before resolutions are taken up.

Deputy President: It is for the Diwan to allot different days for different kinds of business and that has been done.

Mr. K. M. Ibrahim *(Cranganur):* Even the President cannot go against the Rules. There is no enabling provision that non-official resolutions should be given precedence to non-official bills

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which are pending. Aprat from the legality and formality, there is the question of equity also.

Deputy President: Under S. O. 6 (1) it is the Diwan who is to allot different kinds of business for different days and to-day is a Government day. Under the same S. O. when Government business has precedence the Secretary is to arrange the business of the Council under directions from the Diwan.

Mr. K. M. Ibrahim *(Cranganur):* My submission is not against allotting of business, but only that from the non-official business, Bills must be given preference.

Deputy President: The Chair cannot do anything in this matter. It is completely within the power of the Diwan under S. O. 6 (1).

Persons with degrees, diplomas, etc., to be preferred for appointments as Teachers—*(cont.)*

Mr. V. J. Mathai *(Planters):* This resolution calls for a few words from me, knowing as I do the difficulties of acting hands. As far as I know people who have been entertained in 1107 are even now waiting without a job. I have got concrete cases in my mind. Persons who entered service in 1107 have been waiting till 1115. Therefore practically he has spent 8 years in looking after an appointment. In one case he has acted only for 2½ months from 1107 to 1115, and he got salary only for 2 months. He is now age-barred also, to go outside the State or elsewhere. He has now attained an age at which he cannot go to other avocations of life. It would be very hard to ask these people to wait after putting various periods of service, especially on the part of a responsible Government like ours. To give preference to fresh hands, the case of trained hands was urged by the Committee, and their case was considered by Government in passing orders in the report submitted by the Committee. That principle has always been recognised by the Board also. Preference has been shown to trained hands in the waiting list. That principle has been accepted also by the Government in their orders on the Committee's report. There are more than a thousand Nayars in the waiting list, as also members of the other Communities. Whether from the communal point of view or from the point of view of some sort of encouragement to be given to the waiting people, I have to oppose the resolution.

Mr. A. V. Moothedan *(Chalakkudi):* My friend wants to give preference to trained hands over persons who have got acting service. Suppose a School Final has acted as a teacher for 2 years

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